



**TABC**

TEXAS ALCOHOLIC BEVERAGE COMMISSION

*service ★ courtesy ★ integrity ★ accountability*

**ANNUAL REPORT  
OF  
NONFINANCIAL DATA  
FOR FISCAL YEAR 2010**

**JOSÉ CUEVAS, JR., Presiding Officer  
STEVEN M. WEINBERG, MD, JD, Member  
MELINDA S. FREDRICKS, Member  
ALAN STEEN, Administrator**





# TABC

TEXAS ALCOHOLIC BEVERAGE COMMISSION

*service ★ courtesy ★ integrity ★ accountability*

**José Cuevas, Jr.**  
*Presiding Officer-Midland*

**Steven M. Weinberg, MD, JD**  
*Member-Colleyville*

**Melinda S. Fredricks**  
*Member-Conroe*

**Alan Steen**  
*Administrator*

December 15, 2010

The Honorable Rick Perry, Governor  
John Keel, CPA, State Auditor  
John O'Brien, Director, Legislative Budget Board

Gentlemen:

We are pleased to submit the Texas Alcoholic Beverage Commission's *Annual Report of Nonfinancial Data* for the year ended August 31, 2010, in compliance with TEX. GOV'T CODE ANN §2101.0115, and in accordance with the instructions for completing the Annual Report of Nonfinancial Data.

The accompanying report has not been audited and is considered to be independent of the agency's *Annual Financial Report*.

If you have any questions, please contact Shelby Eskew at (512) 206-3244.

Sincerely,

Alan Steen  
Administrator

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**TEXAS ALCOHOLIC BEVERAGE COMMISSION  
ANNUAL REPORT OF NONFINANCIAL DATA  
For the Fiscal Year Ended August 31, 2010**

**TABLE OF CONTENTS**

**I. SCHEDULES**

Schedule 1 – Appropriation Item Transfers .....	2
Schedule 2 – HUB Strategic Plan Progress Report.....	3
Schedule 3 – Indirect Costs.....	4
Schedule 4 – Professional, Consulting Fees and Legal Service Fees.....	5
Schedule 5 – Space Occupied	
5A – State-Owned Buildings.....	6
5B – Free Space .....	7
5C – Leased Space.....	8
5D – Federal License Agreements .....	10
Schedule 6 – Exception Letters .....	11
Schedule 7 – Vehicle Purchases .....	14
Schedule 8 – State-Owned Vehicles .....	15
Schedule 9 – Schedule of Recycled, Remanufactured and Environmentally Sensitive Purchases.....	16

**II. ADDENDA**

Addendum A - Organization of the Texas Alcoholic Beverage Commission.....	22
Addendum B - Organizational Chart.....	24
Addendum C - Service Efforts and Accomplishments .....	25
1. Licensing .....	27
2. Tax .....	29
3. Field Operations .....	32
Addendum D – Contested Administrative Case Activity .....	38
Addendum E - Wet-Dry Status of Texas Counties.....	39
Addendum F - Local Option Elections .....	41
Addendum G - Statement of Collections	
1. Detail Statement of Collections .....	50
2. Per Capita Consumption .....	51

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## **I. SCHEDULES**



**I. SCHEDULES**

- Schedule 1.....Appropriation Item Transfers
- Schedule 2.....HUB Strategic Plan Progress Report
- Schedule 3.....Indirect Costs
- Schedule 4.....Professional, Consulting Fees and Legal Service Fees
- Schedule 5.....Space Occupied
- Schedule 6.....Exception Letters
- Schedule 7.....Vehicle Purchases
- Schedule 8.....Personal Use of State Vehicles
- Schedule 9.....Schedule of Recycled, Remanufactured and  
Environmentally Sensitive Purchases

UNAUDITED

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**SCHEDULE 1  
APPROPRIATION ITEM TRANSFERS\*  
For the Fiscal Year Ended August 31, 2010**

ITEM OF APPROPRIATION - AY 2010

			<u>Transfers In</u>	<u>Transfers Out</u>	<u>Net Transfers</u>
			\$	\$	\$
A. Goal: Regulate Distribution					
Strategy:					
A.1.1	13016	Public Enforcement	699,479	(2,810,072)	(2,110,593)
A.1.1	51001	Capital Budget	331,994	(19,536)	312,458
A.1.1	51003	Capital Budget	270,474	(147,012)	123,462
A.1.1	51004	Capital Budget	700,525	0	700,525
A.1.1	51005	Capital Budget	551,516	(173,794)	377,722
A.1.1	51006	Capital Budget	357,815	0	357,815
A.1.1	51008	Capital Budget	14,273	0	14,273
Total, Goal A: Regulate Distribution			<u>2,926,076</u>	<u>(3,150,414)</u>	<u>(224,338)</u>
B. Goal: Process TABC Applications					
Strategy:					
B.1.1	13017	Business Compliance	0	(936,840)	(936,840)
B.1.1	51001	Capital Budget	50,615	(2,978)	47,637
B.1.1	51003	Capital Budget	961,486	(522,601)	438,885
B.1.1	51008	Capital Budget	3,716	0	3,716
Total, Goal B: Process TABC Applications			<u>1,015,817</u>	<u>(1,462,419)</u>	<u>(446,602)</u>
C. Goal: Collect Fees and Taxes					
Strategies:					
C.1.1	13018	Inspections and Compliance	0	(1,016,448)	(1,016,448)
C.1.1	51001	Capital Budget	46,494	(2,736)	43,758
C.1.1	51003	Capital Budget	896,732	(487,405)	409,327
C.1.1	51008	Capital Budget	4,142	0	4,142
C.2.1	13007	Ports of Entry	0	(409,116)	(409,116)
C.2.1	51001	Capital Budget	26,157	(1,539)	24,618
C.2.1	51003	Capital Budget	30,874	(16,781)	14,093
C.2.1	51007	Capital Budget	61,709	0	61,709
C.2.1	51008	Capital Budget	4,445	0	4,445
Total, Goal C: Collect Fees and Taxes			<u>1,070,553</u>	<u>(1,934,025)</u>	<u>(863,472)</u>
D. Goal: Indirect Administration					
Strategies:					
D.1.1	13800	Central Administration	0	(42,821)	(42,821)
D.1.1	51001	Capital Budget	21,728	(1,279)	20,449
D.1.1	51003	Capital Budget	8,853	(4,812)	4,041
D.1.1	51008	Capital Budget	1,284	0	1,284
D.1.2	13801	Information Resources	0	(1,099,790)	(1,099,790)
D.1.2	50001	Capital Budget	13,881	(817)	13,064
D.1.2	50002	Capital Budget	290,370	(30,000)	260,370
D.1.2	51003	Capital Budget	5,531	(3,006)	2,525
D.1.2	51008	Capital Budget	814	0	814
D.1.2	51150	Capital Budget	1,074,293	(262,216)	812,077
D.1.3	13802	Other Support Services	0	(7,957)	(7,957)
D.1.3	51001	Capital Budget	5,159	(303)	4,856
D.1.3	51003	Capital Budget	3,481	(1,892)	1,589
D.1.3	51008	Capital Budget	514	0	514
Total, Goal D: Indirect Administration			<u>1,425,908</u>	<u>(1,454,893)</u>	<u>(28,985)</u>
Contingency Appropriations					
	21015	Seized Assets	0	(1,694)	(1,694)
	21901	Schedule C Pay Raise	0	(697,785)	(697,785)
	31110	FY 2010 Reduction Reserve	2,262,876	(2,262,876)	0
Total, Contingency Appropriations			<u>2,262,876</u>	<u>(2,962,355)</u>	<u>(699,479)</u>
<b>NET APPROPRIATION ITEM TRANSFERS</b>			<u><u>8,701,230</u></u>	<u><u>(10,964,106)</u></u>	<u><u>(2,262,876)</u></u>

\*This schedule does not include Benefit Replacement Pay Transfers.

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**SCHEDULE 2  
HUB STRATEGIC PLAN PROGRESS REPORT  
For the Fiscal Year Ended August 31, 2010**

<b>CATEGORY</b>	<b>Actual for FY 09*</b>	<b>Actual for FY 10*</b>	<b>Goal for FY 11**</b>
Heavy construction other than building contracts	0.0%	0.0%	11.9%
Building construction, including general contractors and operative builders contracts	0.0%	0.0%	26.1%
Special trade construction contracts	9.2%	35.0%	57.2%
Professional services contracts	0.0%	0.0%	20.0%
Other services contracts	51.1%	26.8%	33.0%
Commodities contracts	21.6%	41.0%	12.6%

Note: The Commission had no building construction contracts in FY 2009 or FY 2010. There was only one (1) contract for professional services in each of the years FY 2009 and FY 2010. As for heavy construction contracts, there was only one awarded in FY 2010, but none in FY 2009.

Prepared By: Ron Hunter, HUB Coordinator

Approved By: \_\_\_\_\_

Printed Name: Shelby Eskew

\*Actual = Percent spent with HUBS from Comptroller's HUB report

\*\*Goal = Strategic Plan HUB goals

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**SCHEDULE 3  
INDIRECT COSTS**

**For the Fiscal Year Ended August 31, 2010**

**Payroll Related Costs**

FICA Employer Matching Contribution	\$	2,320,300
Group Health Insurance		5,937,594
Retirement		2,270,014
Retirement-Other		3,401
Unemployment		94,909

**Total Payroll Related Costs** **\$ 10,626,218**

Benefit Replacement Pay (BRP)	\$	<u>164,547</u>
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**Total Benefit Replacement Pay** **\$ 164,547**

**Indirect Costs - Statewide Full Cost Allocation Plan**

Building Depreciation	\$	20,452
CPA Administration		320,756
CPA Fiscal and ITD		109,652
CPA Purchasing & Support (TPASS)		15,535
CPA Rebates		(1,171)
Dept of Information Resources		2,943
TFC Building & Utilities		30,670
TFC Facilities and Space Management		1,012
Governor's Budget and Planning		1,797
State Office of Risk Management		39,568
State Senate		1,034
House of Representatives		1,222
Legislative Council		970
Legislative Budget Board		7,456
Reference Library		1,040
Sunset Advisory Board		1,216

**Total Indirect Costs - Statewide Full Cost Allocation Plan** **\$ 554,152**

**TOTAL INDIRECT COSTS** **\$ 11,344,917**

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TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)

**SCHEDULE 4**  
**PROFESSIONAL, CONSULTING FEES AND LEGAL SERVICE FEES**  
**For the Fiscal Year Ended August 31, 2010**

NAME	TYPE OF SERVICE RENDERED	AMOUNT
<b>Professional/Consulting Fees</b>		
Amerifocus	Computer Programming	700
The Learning Pad, LLC	Computer Programming	11,900
Versa Management Systems, Inc.	Computer Programming/ Consulting Services	96,677
Accenture, LLP	Consultant-Computer	23,000
Systems Application Engineering, Inc.	Computer Programming	34,105
Alliance Work Partners	Educational/Training/ Professional Services	7,600
Jansen and Gregorczyk, CPA	Financial/Accounting	64,360
University of Houston	Educational/Training	1,735
Resource Center Dallas	Educational/Training	13,912
The Productivity Center	Educational/Training	192
International Association for Property and Evidence	Educational/Training	7,150
Cressida Suess	Medical/Professional Services	2,350
Austin Ribbon & Computer Supplies*	Computer Programming	-684
Ascott Business Advisors	Computer Programming	19,369
David Phillips	Computer Programming	35,792
Texas Department of Information Resources	Computer Services	669,197
Texas Department of Public Safety	Educational/Training	1,026
University of Texas at Austin	Professional Services	2,736
<b>Total Professional / Consulting Fees</b>	<b>EXH II - AFR</b>	<b>\$ 991,117</b>
<b>Total Legal Fees</b>	<b>EXH II - AFR</b>	<b>\$ 0</b>
<b>Total Professional / Consulting and Legal Fees</b>	<b>EXH II - AFR</b>	<b>\$ 991,117</b>

\*Negative payment shown for Austin Ribbon & Supplies due to a FY 2010 refund for FY 2009 expenses.

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**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**SCHEDULE 5A**

**SPACE OCCUPIED - STATE OWNED BUILDINGS**

**For the Fiscal Year Ended August 31, 2010**

Space occupied in state owned buildings by the Commission as August 31, 2010, was as follows:

LOCATION	ADDRESS	SQUARE FEET OCCUPIED
El Paso, TX	401 E. Franklin, Suite 120 El Paso, TX 79901	2,885
Paso Del Norte Bridge, El Paso, TX	1000 S. El Paso Street El Paso, TX 79901	1,474
Bridge of the Americas, El Paso, TX	3600 E. Paisano El Paso, TX 79901	433
Juarez Lincoln Bridge, Laredo, TX	700 Lincoln St. Laredo, TX 78040	183
Gateway International Bridge, Laredo, TX	1100 Zaragoza Laredo, TX 78042	149
Yselta, TX	797 South Zaragosa El Paso, TX 79907	144
Warehouse - Austin	4044 Promontory Point, Austin, TX	6,200

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**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**SCHEDULE 5B  
SPACE OCCUPIED - FREE SPACE  
For the Fiscal Year Ended August 31, 2010**

Free space occupied by the Commission as of August 31, 2010, was as follows:

<b>LOCATION (TEXAS )</b>	<b>ADDRESS</b>	<b>SQUARE FEET</b>
Alpine Outpost	Brewster Co. Sheriff's Office 201 West Ave. E., Alpine, TX 79830	80
Belton Outpost	Bell Co. Courthouse Annex 111 E. Water, Belton, TX 76513	760
Brazoria Outpost	Brazoria Police Department 202 S. Main St., Brazoria, TX 77422	300
Brownwood Outpost	Brown Co. Law Enf. Center 1050 W. Commerce, Brownwood, TX 76801	100
Cameron Co. Outpost	1390 W. Expressway 83, San Benito, TX 78586	300
Cleburne Outpost	1102 E. Kilpatrick, Cleburne, TX 76031	140
Denton Outpost	Denton Co. Annex 306 N. Loop 288, Suite 126. Denton, TX 76209	210
Floresville Outpost	Wilson Co. Sheriff's Office, 800 10th Street, Box 9, Floresville, TX 78114	95
Georgetown Outpost	Williamson Co. Courthouse Annex 517 Pine St., Georgetown, TX 78626	200
Greenville Outpost	Hunt Co. Criminal Justice Center, 2801 Stuart St., Greenville, TX 75401	150
Hondo Outpost	Medina County Courthouse 801 Avenue Y, Hondo, TX 78861	65
Huntsville Outpost	Huntsville Police Dept. 1220 11th St., Huntsville, TX 77340	100
Kerrville Outpost	Kerr Co. Law Enf.Center 400 Clearwater Paseo, Kerrville, TX 78028	250
Laredo Outpost	Webb Co. Courthouse 1200 Washington, Laredo, TX 78042	850
Llano Outpost	Llano Co. Sheriff's Office, 2001 N. State Hwy 16, Suite A, Llano, TX 78643	190
Lufkin Outpost	Angelina Co. Sheriff's Office 2311 E. Lufkin Ave., Lufkin, TX 75901	150
McKinney Outpost	Collin Co. Annex 825 N. McDonald, Suite 180, McKinney, TX 75069	600
Mineral Wells Outpost	Palo Pinto Co. Office 109 N. Oak, Mineral Wells, TX 76067	88
Mount Pleasant Outpost	383 Fort Sherman Pam Road, Mt Pleasant, TX 75456	150
New Braunfels Outpost	Comal Co. Courthouse 100 Main Plaza, Suite 109, New Braunfels, TX 78130	275
San Marcos Outpost	Hays Co. Courthouse Annex 102 N. LBJ, Suite 200, San Marcos, TX 78666	570
Sealy Outpost	Austin Co. Courthouse Annex 201 Atchison St., Sealy, TX 77474	100
Sherman Outpost	Grayson Co. Courthouse 100 W. Houston St., 3rd Floor, , Sherman, TX 75090	300
Terrell Outpost	Terrell Co. Community Service Center 115 N. Adelaide St., Room 224, Terrell, TX 75160	100
Tyler Outpost	Smith County Sheriff's Office 1517 W. Front St., Box 4, Tyler, TX 75702	450
Uvalde Outpost	Uvalde Co. Courthouse 100 N Getty Street, 3rd Floor, Box 2, Uvalde, TX 78801	65
Wharton Outpost	Wharton Co. Sheriff's Office 315 E. Elm, Wharton, TX 77488	100
<b>TOTAL</b>		<b>6,738</b>

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)****SCHEDULE 5C  
SPACE OCCUPIED - LEASED SPACE  
For the Fiscal Year Ended August 31, 2010**

Rented space occupied by the Commission as of August 31, 2010, was as follows:

	<b>LOCATION (TEXAS )</b>	<b>LESSOR</b>
Abilene	500 Chestnut Street, Suite 1573	Enterprise Building Abilene, LP
Amarillo	3131 Bell Street	JSW Properties
Arlington	2225 East Randol Mill Road	Arlington Downs Tower
Austin	5806 Mesa Drive	ASEM Properties
Austin	7600 Chevy Chase Dr. Suite 116	Chase Park Owner, LLC
Austin	4044 Promontory Point, Bldg.#1	Texas Building and Procurement
Beaumont	6450-52 Concord Road	Walker Brother Properties
Big Springs	500 Johnson, Big Springs	Timothy Yeates
Bryan	1716 Briarcrest, Suite 508	G/G Enterprises
Conroe	702 N. Thompson Suite 110	Five Star Interest, LP
Corpus	2820 South Padre Island Dr.	2820 South Padre Island Drive, LP
Dallas	8700 Stemmons Fwy., Suite 460	Spire Realty Group, LP
Dickinson	3717 Highway 3	Ronald F. Loomis
Eagle Pass	500 S. Adams	City of Eagle Pass
Hidalgo	929 International Bridge	City of McAllen
Houston	427 West 20th Street, Suite 600	Heights Medical Tower, LTD
Longview	2800 Gilmer Road	Gary F. Mapes
Lubbock	3223 S. Loop 289, Suite 301	BGK Integrated TIC Management, LLC
McAllen	6521 North 10th Street, Ste. D	Yzaguirre & Chapa, LLC
Odessa	4222 Wendover, Suite 200	MLG Properties
Presidio	Presidio International Bridge Hwy. 67	RCS Incorporated, Pecos
Progreso	Progreso International Bridge S. FM 1015 Rd.	B & P Bridge Co. of Weslaco
Richmond	1521 Eugene Heimann Circle	Fort Bend County
San Angelo	622 South Oakes, Suite P	City of San Angelo
San Antonio	4203 Woodcock Drive, Suite 120	Brass Centerview Holdings
Victoria	205 North Bridge Street	Victoria County
Waco	6001 West Waco Drive, Suite 314	CBL Richland Mall
Wichita Falls	624 Indiana Street, Suite 300	Mathis, West, Huffines & Company

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Lease No.	Type	Usable Sq. Ft.	FTEs	Monthly Rental	Cost Per Sq.	Annual Cost	Comments
ABC-066	Office	2,200	8.0	\$2,200	\$1.00	\$26,400	Expires 8/31/11
ABC-078	Office	2,412	11.0	\$2,980	\$1.24	\$35,560	Expires 8/31/12
ABC-015	office	6,842	29.0	\$9,497	\$1.39	\$113,960	Expires 2/31/16
ABC-092	Office	31,168	161.0	\$69,377	\$2.23	\$832,466	Expires 8/31/17
ABC-053	Office	5,378	26.0	\$10,171	\$1.89	\$122,054	Expires 0/31/15
IAC#01-1294	Warehouse	6,200	3.0	----	\$0.00	\$33,480	Expired 8/31/09
ABC-061	Office	2,134	7.0	\$2,550	\$1.19	\$30,596	Expires 8/31/15
ABC-097	Office	400	1.0	\$400	\$1.00	\$4,800	Expires 8/31/11
ABC-073	Office	1,840	5.0	\$2,866	\$1.56	\$34,391	Expires 8/31/12
458-6-40003A	Office	2,000	5.0	\$2,770	\$1.39	\$33,244	Expires 8/31/15
ABC-069	Office	2,996	12.0	\$3,035	\$1.01	\$36,425	Expires 8/31/11
ABC-086	Office	9,061	27.0	\$13,196	\$1.46	\$158,355	Expires 8/31/11
ABC-087	Office	1,780	3.0	\$2,582	\$1.45	\$30,984	Expires 8/31/11
ABC-090	Tax Booth	180	4.0	\$650	\$3.61	\$7,800	Expires 8/31/11
ABC-055p	Tax Booth	650	9.0	\$2,109	\$3.24	\$25,304	Expires 08/31/12
ABC-052	Office	9,787	53.0	\$10,864	\$1.11	\$130,368	Expires 08/31/14
ABC-047	Office	2,220	11.0	\$2,640	\$1.19	\$31,680	Expires 08/31/15
ABC-079	Office	2,706	11.0	\$3,625	\$1.34	\$43,494	Expires 08/31/13
ABC-095	Office	4,553	16.0	\$6,567	\$1.44	\$67,725	Expires 08/31/12
ABC-059	Office	2,987	9.0	\$2,700	\$0.90	\$32,400	Expires 08/31/10
ABC-081p	Tax Booth	24	2.0	\$450	\$18.75	\$5,400	Expires 08/31/10
ABC-049p	Tax Office	374	10.0	\$2,678	\$7.16	\$32,136	Expires 08/31/12
	Office	1916	6.0	\$2,874	\$1.50	\$34,488	Expires 08/31/11
ABC-303-9918-e9a	Office	425	3.0	\$396	\$0.93	\$4,763	Expires 07/31/19
ABC-076	Office	8,024	30.0	\$10,986	\$1.37	\$131,834	Expires 11/30/14
ABC-096	Office	1,660	7.0	\$2,075	\$1.25	\$24,900	Expires 08/31/14
ABC-068	Office	2,770	11.0	\$3,427	\$1.24	\$40,934	Expires 11/30/11
ABC-067	Office	1,810	4.0	\$1,337	\$0.74	\$16,041	Expires 08/31/11

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)****SCHEDULE 5D  
SPACE OCCUPIED – FEDERAL LEASE AGREEMENTS  
As of August 31, 2010**

The Commission holds the following license agreements for lease space at bridge sites into Mexico. General Services Administration of the Federal Government issues the licenses.

<b>LICENSE NUMBER</b>	<b>LOCATION</b>	<b>MONTHLY FEE</b>	<b>LEASE EXPIRES</b>
GS07B(S)1624	Brownsville (Gateway)	\$65	00/00/00
GS07B(S)1625	Brownsville (Railroad)	\$65	00/00/00
GS07B(S)2055	Brownsville (Los Tomates)	\$332	00/00/00
GS07B(S)2156	Los Indios	\$214	00/00/00
GS07B(S)2260	Del Rio Bridge	\$524	00/00/00
GS07B(S)1622	Eagle Pass Bridge I	\$142	00/00/00
GS07B(S)2063	El Paso (Bridge of the Americas)	\$441	00/00/00
GS07B(S)2261	El Paso (Paso Del Norte)	\$1796	00/00/00
GS07B(S)1413	Hidalgo Bridge	-	00/00/00
GS07B(S)2066	Laredo (Juarez-Lincoln)	\$309	00/00/00
GS07B(S)1626	Laredo (Gateway – GSA)	\$210	00/00/00
GS07B(S)1429	Laredo (Gateway - TABC)	\$54	00/00/00
GS07B(S)1672	Pharr Bridge (GSA)	\$176	00/00/00
GS07B(S)1616	Rio Grande City Bridge	-	00/00/00
GS07B(S)1655	Roma Bridge	\$120	00/00/00
GS07B(S)2018	Ysleta Bridge	\$408	00/00/00

Note: 00/00/00 designates a perpetual lease.

The above license agreements allow the Commission to operate at federal sites. The monthly fee is based on the cost of utilities, new construction amortization and/or rental fees associated with providing space to the agency by the General Services Administration. The fees may be adjusted based on increases in utility, maintenance and construction costs.

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**SCHEDULE 6  
EXCEPTION LETTERS**

**For the Fiscal Year Ended August 31, 2010**

During the fiscal year ended August 31, 2010, the Texas Alcoholic Beverage Commission prepared the following exception letters.

<i>Vendor</i>	<b>Product</b>	<b>Justification</b>	<b>Amount</b>
David Phillips	<b>Programmer Services</b>	<p>TABC required temporary staffing programmers to develop, enhance and maintain the Lotus Database. Mr. Bob Ascot and Mr. David Phillips were recommended, due to their reputation with the system, past performance, institutional knowledge, experience, responsibility and demonstrated capability to provide reliable support.</p> <p>David Phillips' services will consist of developing requirements in conjunction with TABC staff, designing and implementing enhancements, testing and documenting changes to the Lotus Notes System. David Phillips' skills and abilities with the TABC system and his background with the system greatly reduced training and education time and will provide TABC the best opportunity for updating/enhancing the system. All services described are currently not fully functional and a direct hire of these resources is required to assist TABC in assuring that the project can be completed in contract term.</p> <p>Historically, Robert Smoot and David Phillips, as RFD and Associates employees, initially designed and implemented the TABC Lotus Notes system 10+ years ago. Following the initial release, Robert Smoot went on to other work at RFD while David Phillips designed and implemented the Travel Tracking System for TABC. David Phillips has maintained and enhanced both systems over the years. Robert Smoot is not available to perform services, as he is allocated to other projects within RFD and Associates and David Phillips is no longer employed with RFD and Associates.</p> <p>In addition, RFD and Associates are no longer supporting the Texas Alcoholic Beverage Commission's Lotus Notes System.</p>	\$37,500.00
Sound Off Inc., DBA Emergency Technology	<b>Emergency Lighting System</b>	<p>This purchase order is for Predator II LED Emergency Lighting Systems that are required for the installation on thirty-three (33) 2010 Ford Crown Victoria Police Interceptor vehicles utilized by TABC. Sound Off Inc. DBA Emergency Technology is the only vendor that provides the Predator II, 4<sup>th</sup> generation, extreme wide angle, lighting emitting diode (LED), emergency lighting systems. TABC believes with past performance, experience, responsibility and demonstrated capability to provide reliable support, continuity, warranty and price are the best value for the TABC and the State of Texas.</p>	\$15,588.55

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<p>Hot Pursuit Installations</p>	<p><b>Equipment Installation</b></p>	<p>This purchase was for the installation of Public Safety Equipment in thirty-three (33) 2010 Ford Crown Victoria Police Interceptor vehicles with the unit cost of \$494.50, with a grand total amount of \$16,318.50. The requested installation of public safety equipment was required on thirty-three (33) 2010 Ford Crown Victoria Police Interceptor vehicles to be utilized by TABC Enforcement Agents. Hot Pursuit Installations have done all of the outside agency installations in past and they are familiar with how the equipment needed to be installed, wired and connected into the vehicle wiring systems. Utilizing Hot Pursuit Installations has maintained uniformity in the installation of equipment, wiring size, color codes, connections and wire routing which will aid TABC Fleet Services technician's in the future when having to trouble shoot or repairs. TABC Fleet Services often get phone calls from the field in reference to problems with the emergency lights; siren or radio equipment and having a standardized installation greatly assisted in locating problems and making necessary repairs. This uniformity saves the agency money, Agent's time and vehicle expenses, by not requiring the agent to drive the vehicle to the radio shop in Austin for repair. This purchase is also compatible and interchangeable with equipment being utilized by the agency.</p>	<p>\$16,318.50</p>
<p>Systems Application Engineering, Inc.</p>	<p><b>Information Technology</b></p>	<p>This purchase was to Systems Application Engineering, Inc. (SAE) in order to complete the implementation of the Ports of Entry Tax Collection System (POETCS) project. Historically, Systems Application Engineering (SAE) submitted a proposal to the Texas Alcoholic Beverage Commission (TABC) to automate the tax collection process for alcohol being brought into Texas at the Mexico border crossings at the Brownsville Port of Entry locations. Systems Application Engineering (SAE) submitted a proposal, which outlined the steps involved in the implementation of a Ports of Entry Tax Collection System (POETCS) at TABC. The initial project equipment, software, and services were procured under the Department of Information Resources (DIR) exemption approvals PIO-WA-05-07-1093 (5-31-07), PIO-WA-05-07-1093 amended (8-22-07), WA-04-08-1723 (4-24-08), WA-10-09-2179 (10-06-08) and WA-03-09-2509 (3-25-2009). SAE continues to provide TABC the value-adds of integrating their custom built point of sale application with Symbol (now Motorola) handheld computers and Zebra printers. TABC had requested an exemption approval to procure additional devices and support from SAE to further develop and enhance the POETCS project. This exemption provides for additional devices and the corresponding maintenance and support. The purchase was requested through SAE as they have provided the custom Point of Sale (POS) application and ensures proper integration before delivery. SAE modified some subroutines that are unique to SAE and very were important to the successful</p>	<p>\$12,239.00</p>

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		<p>and timely completion of this project. SAE has now worked in the past with TABC on the deployment of our pilot project in the Brownsville POE and are very familiar with the technical environment of .net and SQL. SAE is bound by the original SOW agreement to provide TABC with the same pricing for the remaining hardware, which includes installation services.</p> <p>Therefore, the TABC requested a contract directly with SAE for these services as competing Comptroller of Public Accounts (CPA) vendors were not available and skilled from which the purchase of this support service and maintenance can be obtained. The TABC believes with the reputation of SAE's past performance, experience, responsibility and demonstrated capability to provide required services is the Best Value for the TABC and the State of Texas.</p>	
<p>Systems Application Engineering, Inc.</p>	<p><b>Information Technology</b></p>	<p>This purchase order was for the Texas Alcoholic Beverage Commission (TABC) standard software maintenance and support agreement to provide a guaranteed response to resolve issues and make product defect improvements to the Port of Entry Tax Collection System (POETCS) software. The initial project equipment, software, and services were procured under previous Department of Information Resources (DIR) exemption approvals PIO-WA-05-07-1093, PIO-WA-05-07-1093 and WA-04-08-1723 through the Comptroller of Public Accounts (CPA) Open Market solicitation requirements.</p> <p>Systems Application Engineering, Inc. (SAE) has an approved Deliverable-Based Information Technology Services (DBITS) Contract with DIR, DIR Contract DIR-SDD-984. This TABC Purchase Order is an Appendix to that executed agreement with the approved and authorized software maintenance and support. This requested standard software maintenance and support agreement is needed to fulfill requirements needed by the TABC, providing technical support for the overall systems solution referenced on the exemption approvals, which is very important to the successful and support of the listed project.</p> <p>The Texas Alcoholic Beverage Commission (TABC) requested exemption approval WA-04-08-1723 from DIR to procure the remaining hardware, software, and services from Systems Application Engineering (SAE) in order to complete Phase II of the referenced project. The initial project equipment, software, and services were procured under DIR's exemption approval PIO-WA-05-07-1093, dated 5/31/07.</p>	<p>\$9,600.00</p>

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**SCHEDULE 7**

**VEHICLE PURCHASES**

**For the Fiscal Year Ended August 31, 2010**

During fiscal year 2010, the agency purchased 33 replacement vehicles.

<b>Make &amp; Model</b>	<b>Quantity</b>	<b>Purchase Price</b>	<b>Efficiency</b>	<b>Assigned Use</b>
2010 Ford Crown Victoria	33	\$700,524.99	16-24 MPG	Law Enforcement

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**SCHEDULE 8  
SCHEDULE OF STATE-OWNED VEHICLES  
For the Fiscal Year Ended August 31, 2010**

Vehicles Assigned to Peace Officers

A Texas Alcoholic Beverage Commission vehicle is assigned to all agency commissioned peace officers except for licensing investigators. The officers' assigned vehicles are subject to call twenty-four hours a day, and their duties may require immediate response to situations affecting the safety and wellbeing of the citizens of this state.

Austin Headquarters Vehicle Assignments

Listed below are the names and positions of personnel assigned to the Austin headquarters whose duties require the assignment of a state vehicle on a full-time basis:

<b>Department: Name, Title</b>	<b>Description</b>
<p>Executive:                      Alan Steen, Administrator                      Sherry Cook, Asst. Administrator                      Darryl Darnell, Inspector (IG)</p> <p>Field Operations:                      Joel Moreno, Chief                      Rod Venner, Assistant Chief</p> <p>Office of Professional Responsibility:                      Andres Pena, Director                      Alberto Rodriguez, Lieutenant                      Roland Luna, Lieutenant</p>	<p>Vehicle assignments to headquarters personnel are limited to commissioned peace officers. Officers are subject to call twenty-four hours a day and job duties may require immediate response to situations affecting the safety and wellbeing of the public and the effective administration of the agency. Other employees may use agency pool vehicles that are properly marked for business related travel. There are approximately 30 employees that use a pool vehicle on a regular basis.</p>

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**Certified by Administrator**

TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)

SCHEDULE 9

SCHEDULE OF RECYCLED, REMANUFACTURED AND ENVIRONMENTALLY SENSITIVE PURCHASES

For the Fiscal Year Ended August 31, 2010

<b>FY 2010 Agency Report of Recycled, Remanufactured and Environmentally Sensitive Purchases</b>	
<b>Agency No.</b> 458	<b>Agency Name:</b> Texas Alcoholic Beverage Commission
Point of Contact:	Ron Hunter, Purchasing Manager
Phone Number:	(512) 206-3262
E-Mail Address:	ron.hunter@tabc.state.tx.us

E1, E2, or E3	Description	Non-Delegated	Delegated	Total
Total E1 Including 1 <sup>st</sup> Choice	Recycled	\$38,549.93	\$0	\$38,549.93
Total E2 Including 1 <sup>st</sup> Choice	Remanufactured	\$0	\$0	\$0
Total E3 Including 1 <sup>st</sup> Choice	Environmentally Sensitive	\$448.00	\$0	\$448.00
<b>Total of E1, E2, and E3 includes Recycled 1st Choice Targeted Totals</b>		<b>\$38,997.93</b>	<b>\$0</b>	<b>\$0</b>

Non-Delegated FY 2008 1st Choice Targeted Commodities	Expenditures			% Spent on 1st Choice Products 100* [A/(A+B)]
	1 <sup>st</sup> Choice Products (A)	Virgin Counterpart (B)	Total (A+B)	
Motor Oil & Lubricants	\$0	\$0	\$0	0%
Toilet Paper, Toilet Seat Covers & Paper Towels	\$1,531.80	\$0	\$1,531.80	100%
Printing Paper, Copier Paper, & Computer Paper	\$26,273.31	\$0	\$26,273.31	100%
Business Envelopes	\$3,798.92	\$0	\$3,798.92	100%
Plastic Trash Bags	\$0	\$0	\$0	0%
Plastic Cover Binders	\$0	\$0	\$0	0%
Recycling Containers	\$0	\$0	\$0	0%
Photocopiers	\$0	\$0	\$0	0%
<b>Total 1<sup>st</sup> Choice Targeted Commodities</b>	<b>\$31,604.03</b>	<b>\$0</b>	<b>\$31,604.03</b>	<b>100.0%</b>

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**SCHEDULE 9, Continued**

<b>* Delegated Summary of Total Number of Justification Letters</b>	<b>Exception (1) Cost</b>	<b>Exception (2) Quality</b>	<b>Exception (3) Not Available</b>	<b>Exception (4) Other</b>
Motor Oil & Lubricants	0	0	0	0
Toilet Paper, Toilet Seat Covers & Paper Towels	0	0	0	0
Printing Paper, Copier Paper, & Computer Paper	0	0	0	0
Business Envelopes	0	0	0	0
Plastic Trash Bags	0	0	0	0
Plastic Covered Binders	0	0	0	0
Recycling Containers	0	0	0	0
Photocopiers	0	0	0	0
<b>Total Number(s)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

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## **II. ADDENDA**

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## II. ADDENDA

Addendum A	Organization of the Texas Alcoholic Beverage Commission
Addendum B	Organizational Chart
Addendum C	Service Efforts and Accomplishments
Addendum C.1	Service Efforts and Accomplishments - Licensing
Addendum C.2	Service Efforts and Accomplishments - Tax
Addendum C.3	Service Efforts and Accomplishments – Field Operations
Addendum D	Contested Administrative Case Activity
Addendum E	Wet-Dry Status of Texas Counties
Addendum F	Local Option Elections
Addendum G.1	Detail Statement of Collections
Addendum G.2	Per Capita Consumption
Addendum G.3	Historical Summary of Revenue Collections

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**ADDENDUM A**

**ORGANIZATION OF THE TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**For the Fiscal Year Ended August 31, 2010**

Created as the Texas Liquor Control Board by H.B. 77, 44th Legislature, 2nd Called Session (1935), this Commission was organized and began functioning on November 16, 1935. The Texas Liquor Control Board remained the Commission's name until January 1, 1970, when H.B. 379, 61st Legislature, Regular Session (1969), became effective, redesignating its title to Texas Alcoholic Beverage Commission (the Commission).

The Commission is charged with the administration and enforcement of the Texas Alcoholic Beverage Code. As described in Title 2, Chapter 5, Subchapter B of the Alcoholic Beverage Code, the powers and duties of the Commission are as follows:

"Sec. 5.31. GENERAL POWERS AND DUTIES. The Commission may exercise all powers, duties and functions conferred by this code, and all powers incidental, necessary, or convenient to the administration of this code. It shall inspect, supervise, and regulate every phase of the business of manufacturing, importing, exporting, transporting, storing, selling, advertising, labeling and distributing alcoholic beverages, and the possession of alcoholic beverages for the purpose of sale or otherwise. It may prescribe and publish rules necessary to carry out the provisions of this code."

Article IX Section 5.09, 81th Legislature, provides per diem for Commission members which consists of compensatory per diem at \$30 per day; actual expenses for meals and lodging not to exceed \$121 per day; and transportation reimbursement at rates specified for state employees.

The Commission members serving on August 31, 2010, are listed below:

<b>Name</b>	<b>Designated Headquarters</b>	<b>Term Expires*</b>
Jose Cuevas, Jr., Presiding Officer	Midland, TX	11-15-15
Steven M. Weinberg, MD, JD Member	Colleyville, TX	11-15-11
Melinda S. Fredricks, Member	Conroe, TX	11-15-13

\*Commissioners continue to serve following the expiration of their terms until replaced by the Governor.

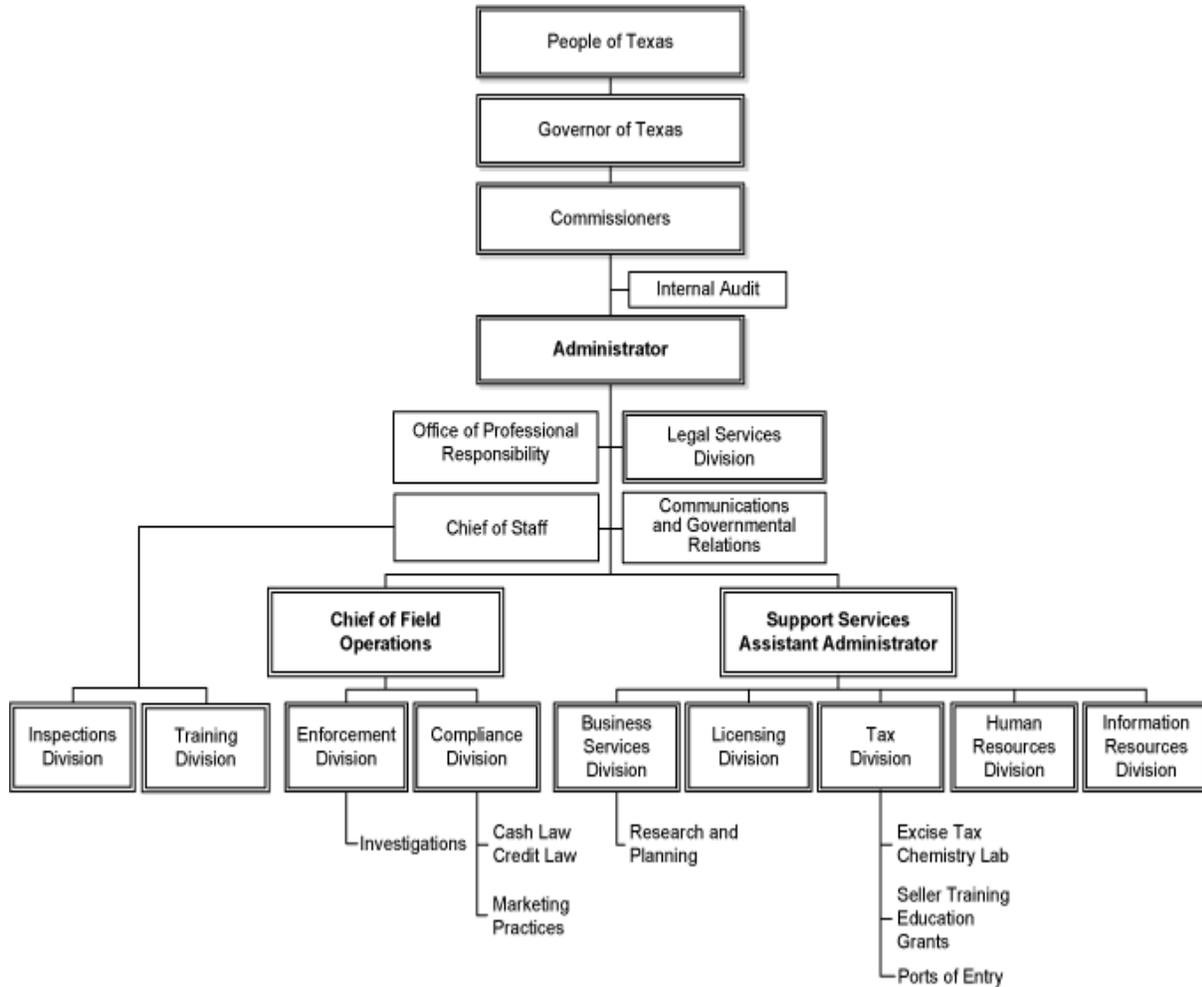
**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)****ADDENDUM A (Continued)****ORGANIZATION OF THE TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)****For the Fiscal Year Ended August 31, 2010**

An Administrator, who is appointed by the Commissioners, is responsible for managing the Commission's daily operations. Mr. Alan Steen of Austin was named Administrator by the Commission on August 1, 2003. The Commission's key personnel as of August 31, 2010, are listed below:

Name	Title
Alan Steen	Administrator
Sherry Cook	Assistant Administrator
Joel Moreno	Chief of Field Operations
Earl Pearson	Chief of Staff
Emily Helm	General Counsel
Amy Harrison	Director – Licensing Division
Charlie Kerr	Director – Tax Division
Shelby Eskew	Director – Business Services Division
Jay Webster	Director – Information Resources Division
Loretta Doty	Director – Human Resources Division
Carolyn Beck	Director – Communications & Governmental Relations
Andres Pena, Jr.	Director – Office of Professional Responsibility
Dexter Jones	Assistant Chief - Field Operations (Compliance)
Rod Venner	Assistant Chief – Field Operations (Enforcement)

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**ADDENDUM B  
ORGANIZATIONAL CHART  
For Fiscal Year Ended August 31, 2010**



**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**ADDENDUM C  
SERVICE EFFORTS AND ACCOMPLISHMENTS  
For the Fiscal Year Ended August 31, 2010**

For the Fiscal Years Ending  
August 2009    August 2010

**A. Goal:                   REGULATE DISTRIBUTION**

To protect the peace and safety of the public by taking positive steps to encourage voluntary compliance with the Texas Alcoholic Beverage Code and other state laws and by under taking enforcement and regulatory actions that are fair and effective.

**Outcomes:**

Percentage of Licensed Establishments Inspected Annually	86.18%	87.34%
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**A.1.1 Strategy:   DETER/DETECT VIOLATIONS**

Deter and detect violations of the Alcoholic Beverage Code by inspecting licensed establishments, by investigating complaints and providing or sponsoring educational programs that promote compliance and increase the public's awareness of the state's beverage laws

**Outputs:**

Number of Inspections Made	115,705	100,073
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**Efficiencies:**

Average Cost per Inspection	\$184.89	\$215.65
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**B. Goal:                   PROCESS TABC APPLICATIONS**

Process alcoholic beverage license/permit applications and issue and permits while ensuring compliance with the Alcoholic Beverage

**Outcomes:**

Percent of Original License/Permit Applications Processed Within 14 days	98.67%	99.07%
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**B.1.1.Strategy   ENSURE LAW COMPLIANCE**

Issue licenses and permits while ensuring compliance with laws ownership, performance, tax securities, and other regulatory requirements.

**Outputs:**

Number of Licenses/Permits Issued	101,684	81,715
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**Efficiencies:**

Average Cost Per License/Permit Processed	\$38.29	\$54.33
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**ADDENDUM C (Continued)**

For the Fiscal Years Ending  
August 2009 August 2010

**C. Goal:** COLLECT FEES AND TAXES  
To ensure compliance with the Alcoholic Beverage Code in the manufacturing, importing, exporting, transporting, storing, selling, serving, and distributing of alcoholic beverages.

**Outcomes:**

Percent of Inspections, Analyses and Compliance Activities Resulting in Administrative or Compliance Actions	21.45%	13.80%
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**C.1.1.Strategy:** COMPLIANCE MONITORING  
Inspect, investigate and analyze all segments of the alcoholic beverage industry, verify the accuracy and timeliness of tax reporting payments, and initiate any necessary compliance and/or administrative actions for failure to comply, while providing instruction to promote voluntary compliance.

**Outputs:**

Number of Inspections, Analyses and Compliance Activities	156,623	145,379
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**Efficiencies:**

Average Cost Per Inspection, Analysis, and Compliance Activity	\$27.48	\$29.51
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**C.2.1.Strategy:** PORTS OF ENTRY  
Identify high traffic loads and strategically place personnel or equipment at ports of entry to more effectively regulate the personal importation of alcoholic beverages and cigarettes.

**Outputs:**

Number of Alcoholic Beverage Containers and Cigarette Packages Stamped	2,778,165	2,755,928
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**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**ADDENDUM C.1  
SERVICE EFFORTS AND ACCOMPLISHMENTS - LICENSING  
For the Fiscal Year Ended August 31, 2010**

During FY 2010, the following alcoholic beverage permits and licenses were issued:

**Liquor Permits:**

Agent's Permit	3,890
Airline Beverage Permit	15
Beverage Cartage Permit	3,742
Bonded Warehouse Permit	5
Brewer's Permit	18
Carrier's Permit	235
Caterer's Permit	695
Daily Temporary Mixed Beverage Permit	740
Daily Temporary Private Club Permit	136
Direct Shippers Permit - Out of State Winery	494
Distiller's and Rectifier's Permit	13
Food & Beverage Certificate	4,919
Forwarding Center Certificate	32
General Class B Wholesaler's Permit	108
Industrial Permit	38
Local Cartage Permit	1,056
Local Cartage Transfer Permit	3
Local Class B Wholesaler's Permit	2
Local Distributor's Permit	737
Local Industrial Alcohol Manufacturer's Permit	5
Manufacturer's Agent's Permit	362
Manufacturer's Agent's Warehousing Permit	3
Minibar Permit	28
Mixed Beverage Late Hours Permit	3,425
Mixed Beverage Permit	4,834
Mixed Beverage Restaurant with FB	928
Non Resident Brewer's Permit	192
Non Resident Seller's Permit	2,211
Package Store Permit	2,670
Package Store Tasting Permit	1,260
Passenger Train Beverage Permit	1
Private Carrier's Permit	375
Private Club Beer and Wine Permit	50
Private Club Exemption Certificate Permit	173
Private Club Late Hours Permit	278
Private Club Registration Permit	837
Private Storage Permit	15
Promotional Permit	39
Public Storage Permit	13

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**ADDENDUM C.1 (Continued)**

Wholesaler's Permit	182
Wine and Beer Retailer's Permit (Excursion Boat)	14
Wine Bottler's Permit	3
Wine Only Package Store Permit	3,505
Winery Festival Permit	105
Winery Permit	130
Winery Storage Permit	1
<b>Total Liquor Permits</b>	<b>38,517</b>

**Beer Licenses and Wine and Beer Retailer's Permits:**

Agent's Beer License	3,969
Beer Retail Dealer's Off-Premise License	6,932
Beer Retail Dealer's On-Premise License	1,299
Branch Distributor's License	65
Brewpub License	22
General Distributor's License	80
Importer's Carrier's License	17
Importer's License	141
Local Distributor's License	1
Manufacturer's License	13
Non Resident Manufacturer's License	191
Retail Dealers On-Premise Late Hours License/Permit	2,202
Temporary License	4,201
Wine and Beer Retailer's Off-Premise Permit	15,170
Wine and Beer Retailer's Permit	8,895
<b>Total Beer Licenses and Wine and Beer Retailer's Permits</b>	<b>43,198</b>

**Total Licenses and Permits**

**81,715**

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**ADDENDUM C.2**

**SERVICE EFFORTS AND ACCOMPLISHMENTS – TAX DIVISION**

**For the Fiscal Year Ended August 31, 2010**

The agency's Tax Division consists of four units— Excise Tax Reporting, Label Approvals & Chemical Analyses, Prevention & Education, and Ports of Entry.

**EXCISE TAX REPORTING**

This unit is responsible for processing and reviewing excise tax payments and reports as well as other reports that are periodically due from members of the wholesale and manufacturing tiers of the alcoholic beverage industry. Assigned personnel processed \$190,720,581 in excise tax and service fee revenues and reviewed 45,998 tax and non-tax reports during the fiscal year. These reviews were conducted to verify the accuracy of the reports received and resulted in the collection of \$324,179 in tax underpayments and late fees.

**Excise Tax Rates on Alcoholic Beverages**

<b>Type of Alcoholic Beverage</b>	<b>Tax Rate</b>
Distilled Spirits	\$ 2.40 per gallon
Wine containing alcohol not more than 14% by volume	\$ 0.204 per gallon
Wine containing alcohol over 14%, but not more than 24% by volume	\$ 0.408 per gallon
Sparkling Wine	\$ 0.516 per gallon
Malt Liquor containing alcohol in excess of 4% by weight	\$ 0.198 per gallon
Beer containing not more than 4% alcohol by weight	\$ 6.00 per barrel

**Revenue Collections**

(These revenue figures do not include Ports of Entry Excise Stamp Sales)

<b>Type of Revenue</b>	<b>Amount Collected</b>
Excise Tax - Distilled Spirits	\$66,103,995
Excise Tax - Wine	10,936,907
Excise Tax - Malt Liquor	8,890,357
Excise Tax - Beer	103,865,980
<b>Subtotal</b>	<b>\$189,797,239</b>
Airline/Train Service Fees & Direct Liquor Tax	513,010
Excise Tax - Collections from Report Verifications	324,179
Private Club Temporary Membership Fees	86,153
<b>Total</b>	<b>\$190,720,581</b>

**ADDENDUM C.2 (Continued)**

**LABEL APPROVALS & CHEMICAL ANALYSES**

This unit processes and approves applications for product label approval and conducts product chemical testing as required for evidentiary purposes. During FY 2010, agency personnel reviewed and took action on product label applications as follows:

Labels Approved for Malt Beverages	1,256
Labels Approved for Distilled Spirits	2,054
Labels Approved for Wine	9,180
Labels Disapproved	197

The unit's chemist also conducted various analyses on beverage samples submitted for testing during FY 2010. A summary of analyses conducted and determinations made is as follows:

Number of analytical determinations made:	
Distilled Spirits	16
Malt Liquor	214
Beer	108
Miscellaneous	88
Total analytical determinations made	426

**PREVENTION & EDUCATION**

This unit secures and manages grant funding for the agency's public information/public education initiatives, develops the materials and curriculum used in those initiatives, and oversees the agency's seller/server certification program. During FY 2010, the unit's Grants section secured grant awards totaling \$1,226,385 and managed \$ 1,238,650 in spending on grant-related programs. Also during the fiscal year, unit personnel created new materials for eight public information or public education initiatives, and also oversaw the activities of 177 private seller/server training schools that provided agency approved training to 275,591 retail clerks and servers.

**PORTS OF ENTRY**

Personnel of the Ports of Entry Program monitor compliance with the personal importation laws of the State of Texas along the Texas-Mexico border. Taxpayer compliance officers with the program verify that persons importing alcoholic beverages meet all legal requirements regarding importation for personal consumption and collect the appropriate fees and taxes due. Through an agreement with the Comptroller of Public Accounts, Ports of Entry personnel are also responsible for determining compliance with the state laws governing the personal importation of cigarettes and the collection of any taxes due on these importations.

During Fiscal Year 2010, Ports of Entry taxpayer compliance officers stamped and collected taxes and fees for 2,755,928 alcoholic beverage and cigarette containers. In the course of these duties, tax compliance officers also confiscated and destroyed 8,730 alcoholic beverage and cigarette containers that were determined to have been imported in violation of state law. The containers were confiscated for the following reasons: Attempted importations by persons under 21 years of age, attempted importations by intoxicated persons, importations in excess of legal limits, and refusal to pay the taxes and fees owed on the alcoholic beverage and/or tobacco products imported.

**ADDENDUM C.2 (Continued)**

Program staffing is maintained through six port offices, which in turn monitor 27 international crossings along the Texas-Mexico border. Personnel are assigned to 19 major crossings. The additional eight crossings are considered low-volume and are monitored on a random basis. The results of these studies are used to determine if traffic patterns at the locations have increased and if full time staffing is warranted. Employees collect an administrative fee of \$0.50 per container on personal importations in addition to the excise taxes due on the alcoholic beverages imported. This administrative fee totaled \$1,023,064.50 for the 2010 fiscal year. Total revenue derived from all fees and taxes collected for the personal importation of alcoholic beverages and cigarettes for the fiscal year was \$3,341,008.

Detailed below are the total amounts of these fees and taxes collected by each port office.

Brownsville	\$ 421,964
Eagle Pass	350,099
El Paso	374,018
Hidalgo	554,233
Laredo	841,206
Progreso	799,488
<b>Total</b>	<b>\$ 3,341,008</b>

## **TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

### **ADDENDUM C.3**

#### **SERVICE EFFORTS AND ACCOMPLISHMENTS – FIELD OPERATIONS**

**For the Fiscal Year Ended August 31, 2010**

The most visible of the agency's operating units, the Field Operations Division is responsible of the agency's field enforcement, financial compliance, and violation prevention activities. It's mission to protect the peace and safety of the public by encouraging voluntary compliance with state's alcoholic beverage laws and by enforcing those laws in fair, consistent, and effective manner. To this end, its employees conduct compliance checks (inspections) of licensed businesses and other locations, cite and/or arrest violators when found, conduct audits and analyses of financial and other records to ensure regulatory compliance, and participate in a wide range of public information/public education initiatives targeting agency licensees and the various segments of the public.

The agency's Field Operations Division is managed by the Chief of Field Operations, an Assistant Chief for Enforcement, and an Assistant Chief for Compliance. The Enforcement arm of Field Operations consists of 280 commissioned peace officers and twenty-seven non-commissioned professional and administrative support personnel. The Compliance staff consists of 65 auditors and ten administrative support personnel. With the exception of a four-person Special Investigations group, the management team described above, and their administrative support, virtually all employees of the Field Operations Division are stationed in field offices across the state.

#### **ENFORCEMENT REGIONS & DISTRICTS**

The Enforcement Division has divided the state into five enforcement regions, each supervised by a Captain and consisting of a varying number of districts. All districts have a Lieutenant as supervisor and a number of agents and support personnel. The exact number of personnel assigned to each district is dependent upon assessed need.

Listed below are the regions and their districts. Enforcement districts and regions are named for the cities in which their primary offices are located. The listing also identifies the counties served by each district and the location of any district sub-office.

#### **REGION 1 - AMARILLO**

##### Amarillo District

Personnel also stationed in Wichita Falls.

District comprised of Archer, Armstrong, Baylor, Carson, Childress, Clay, Collingsworth, Cottle, Dallam, Deaf Smith, Donley, Foard, Gray, Hansford, Hardeman, Hartley, Haskell, Hemphill, Hutchinson, King, Knox, Lipscomb, Moore, Ochiltree, Oldham, Potter, Randall, Roberts, Sherman, Stonewall, Throckmorton, Wheeler, Wichita, Wilbarger and Young Counties.

##### Lubbock District

District comprised of Bailey, Briscoe, Castro, Cochran, Crosby, Dickens, Floyd, Garza, Hale, Hall, Hockley, Kent, Lamb, Lubbock, Lynn, Motley, Parmer, Swisher, Terry and Yoakum.

##### Abilene District

Personnel also stationed in Brownwood and San Angelo.

District comprised of Brown, Callahan, Coke, Coleman, Comanche, Concho, Eastland, Fisher, Irion, Jones, McCulloch, Menard, Nolan, Runnels, Schleicher, Shackelford, Stephens, Taylor and Tom Green Counties.

**ADDENDUM C.3 (Continued)**

El Paso District

District comprised of Culberson, El Paso and Hudspeth Counties.

Odessa District

Personnel also stationed in Big Spring and Fort Davis.

District comprised of Andrews, Borden, Brewster, Crane, Crockett, Dawson, Ector, Gaines, Glasscock, Howard, Jeff Davis, Loving, Martin, Midland, Mitchell, Pecos, Presidio, Reagan, Reeves, Scurry, Sterling, Terrell, Upton, Ward and Winkler Counties.

**REGION 2 - ARLINGTON**

Arlington District

Personnel also stationed in Cleburne and Mineral Wells.

District comprised of Erath, Hood, Jack, Johnson, Palo Pinto, Parker, Somervell, Tarrant and Wise Counties.

Dallas District

Personnel also stationed in Denton, Greenville, McKinney, Sherman, and Terrell.

District comprised of Collin, Cooke, Dallas, Delta, Denton, Ellis, Fannin, Grayson, Hopkins, Hunt, Kaufman, Lamar, Montague, Rains, Rockwall and Van Zandt Counties.

Longview District

Personnel also stationed in Lufkin, Mount Pleasant, and Tyler.

District comprised of Anderson, Angelina, Bowie, Camp, Cass, Cherokee, Franklin, Gregg, Harrison, Henderson, Marion, Morris, Nacogdoches, Panola, Red River, Rusk, Sabine, San Augustine, Shelby, Smith, Titus, Upshur and Wood Counties.

**REGION 3 – HOUSTON**

Houston District

Personnel also stationed in Dickinson.

District comprised of Galveston and Harris Counties.

Conroe District

Personnel also stationed in Beaumont and Huntsville.

District comprised of Chambers, Hardin, Houston, Jasper, Jefferson, Liberty, Montgomery, Newton, Orange, Polk, San Jacinto, Trinity, Tyler and Walker Counties.

**REGION 4 - AUSTIN**

Austin District

Personnel also stationed in Fredericksburg, Georgetown, New Braunfels and San Marcos.

District comprised of Bastrop, Blanco, Burnet, Caldwell, Comal, Fayette, Gillespie, Guadalupe, Hays, Kendall, Kerr, Kimble, Lee, Travis and Williamson Counties.

**ADDENDUM C.3 (Continued)**

Waco District

Personnel also stationed in Belton, Bryan and Llano.

District comprised of Bell, Bosque, Brazos, Burlleson, Coryell, Falls, Freestone, Grimes, Hamilton, Hill, Lampasas, Leon, Limestone, Llano, Madison, Mason, McLennan, Milam, Mills, Navarro, Robertson, San Saba and Washington Counties.

Victoria District

Personnel also stationed in Brazoria, Richmond, Sealy and Wharton.

District comprised of Austin, Brazoria, Calhoun, Colorado, DeWitt, Fort Bend, Goliad, Gonzalez, Jackson, Lavaca, Matagorda, Refugio, Victoria, Waller and Wharton Counties.

**REGION 5 – SAN ANTONIO**

San Antonio District

Personnel also stationed in Floresville, and Hondo

District comprised of Atascosa, Bandera, Bexar, Dimmit, Edwards, Frio, Karnes, Kinney, LaSalle, Maverick, Medina, Real, Sutton, Uvalde, Val Verde, Wilson and Zavala Counties.

Corpus Christi District

District comprised of Aransas, Bee, Jim Wells, Kleberg, Live Oak, McMullen, Nueces and San Patricio Counties.

McAllen District

Personnel also stationed in Laredo and San Benito.

District comprised of Brooks, Cameron, Duval, Hidalgo, Jim Hogg, Kenedy, Starr, Webb, Willacy and Zapata Counties.

**ENFORCEMENT AGENT ACTIVITIES IN FY 2010**

During the course of FY 2010, enforcement agents conducted 100,073 inspections in order to verify compliance with the state's alcoholic beverage laws. Of these, 85,606 involved licensed business. The remainder targeted unlicensed locations. 20,944 compliance checks were conducted at "priority" locations, licensed business with a past history of public safety violations. The compliance rate for inspections of all licensed business (percent of inspections during which no violations were found) was 94.7 percent. The compliance rate for inspections of priority locations was 96.6 percent.

In addition to inspections, agents also conducted and completed 9,471 complaint investigations involving 13,425 alleged violations of state alcoholic beverage laws. The allegations investigated came from the general public, elected officials, other public agencies, agency licensees, and even the agency's own employees. While a good-faith effort was made to substantiate each allegation, only 25.4 percent of the investigations resulted in the discovery of chargeable violations.

**ADMINISTRATIVE CASES FILED BY ENFORCEMENT AGENTS IN FY 2010**

Enforcement agents issued 2,765 warnings and filed 2,510 cases for administrative violations of the Alcoholic Beverage Code in FY 2010. Of the cases filed, 2,379 have been docketed to date. Of the docketed cases, 145 cases are yet to be resolved, 574 have been "restrained" as per the requirements of Section 106.14 of the Texas Alcoholic Beverage Code, 1,478 have resulted in suspension of licensing privileges or payment of civil penalties in lieu of suspension, and 94 have resulted in cancellation. Civil penalty payments received to date as a consequence of the administrative cases filed by Enforcement agents in FY 2010 total to \$2,125,500.

**ADDENDUM C.3 (Continued)**

<b>Docketed Enforcement Administrative Cases Originating in FY 2010</b>	
Pending (No Disposition)	145
Restrained (Section 106.14)	574
Suspension or Civil Penalty Payment	1,478
Cancellation	94
Dismissed	47
Other Dispositions	41
<b>Total Docketed Cases</b>	<b>2,379</b>

**CRIMINAL CASES FILED BY ENFORCEMENT AGENTS IN FY 2010**

Enforcement agents issued 579 criminal warnings in FY 2010 and filed 4,027 criminal cases. The outcome of 2,876 of these cases are not yet known, but of the 1,151 cases for which dispositions have been obtained, 765 resulted in conviction, deferred adjudication or pre-trial diversion, and 279 involved cases in which agents assisted police officers from other agencies, acted on arrest warrants issued by the courts for cases brought by other agencies, or handed violators over to the custody of juvenile authorities or other agencies as required by federal or state statutes for final disposition of their cases. The remainder, 107 cases, were refused by prosecutors or dismissed by the courts.

**STILL SEIZURES**

Enforcement agents seized four stills in FY 2010. The details concerning these seizures are as follows:

On January 11, 2010, agents seized a still with a 55-gallon cooker capacity in Smith County, Texas. 55 gallons of mash were seized and destroyed at the site. 8.78 gallons of moonshine whiskey were also found at the site and confiscated.

On February 21, 2010, agents seized a still with a 15.5-gallon cooker capacity in Montgomery County, Texas. No mash was found at the site. However, 0.396 gallon of moonshine whiskey was found and confiscated.

On June 3, 2010, agents seized a still with a 15.5-gallon cooker capacity in Harris County, Texas. No mash or moonshine whiskey was found with the still.

On July 13, 2010, agents seized a small still with a two gallon cooker capacity in Walker County, Texas. No mash or moonshine whiskey was found with the still.

**ADDENDUM C.3 (Continued)**

**COMPLIANCE REGIONS AND OFFICES**

The Compliance Division maintains twenty-four field offices that are combined into five regions. The five Compliance regions are responsible for the same Texas counties as the Enforcement Regions. During the 2010 fiscal year, Compliance field offices were maintained in the following cities:

Region #1	<b>Amarillo*</b> Abilene El Paso Lubbock Odessa	Region #2	<b>Arlington*</b> Dallas Longview
Region #3	<b>Houston*</b> Beaumont Galveston Conroe	Region #4	<b>Austin*</b> Waco Victoria Richmond San Marcos Bryan
Region #5	<b>San Antonio*</b> Corpus Christi Laredo McAllen		

\*Cities in **boldface** are the locations of regional offices

**COMPLIANCE ACTIVITIES**

The Compliance Division performs a wide range of activities to fulfill its goal of ensuring compliance with the Alcoholic Beverage Code in the manufacturing, importing, exporting, transporting, storing, selling, serving, and distributing of alcoholic beverages. During FY 2010, Compliance auditors conducted 21,554 inspections of licensed or proposed businesses and performed 1,718 tax, fee, or records audits or analyses to ensure compliance with the state’s alcoholic beverage regulations. As a result of these audits and analyses, auditors recovered \$68,273 in tax and fee delinquencies owed to the state. In addition, Auditors and other Compliance personnel also provided information or instruction related to the Alcoholic Beverage Code to 81,338 persons and processed 40,769 credit law and cash law notices of default, while the Compliance Division’s Marketing Practices Supervisor reviewed 460 advertising proposals submitted by various members of the alcoholic beverage industry and approved 431 of those proposals.

**COMPLIANCE ADMINISTRATIVE ENFORCEMENT ACTIONS**

During the course of their duties, Auditors issued 1,591 administrative warnings and filed 426 administrative cases for various violations of the Alcoholic Beverage Code. Of the administrative cases filed by auditors in FY 2010, 280 have been docketed to date. Twenty-one (21) of these cases are yet to be resolved. As for the remainder, 223 resulted in suspension of licensing privileges or payment of civil penalties in lieu of suspension, three (3) resulted in cancellation, and four (4) were dismissed. Twenty-nine (29) resulted in other dispositions. Civil penalty payments received to date as a consequence of administrative cases filed by Compliance in FY 2010 total to \$139,500.

**ADDENDUM C.3 (Continued)**

Compliance personnel also initiated 251 summary suspensions of alcoholic beverage permits at the request of the Office of the Comptroller of Public Accounts for failure to pay or timely report Mixed Beverage Gross Receipt Taxes to that agency. Summary suspensions were also initiated by Compliance for failure to maintain required tax bonds (160 ea.); failure to pay or timely report excise taxes (9 ea.); failure to maintain required performance bonds (3 ea.); and failure to pay child support (1 ea.). In total, 424 summary suspensions were initiated by Compliance personnel in FY 2010.

<b>Docketed Compliance Administrative Cases Originating in FY 2010</b>	
Pending (No Disposition)	21
Suspension or Civil Penalty Payment	223
Cancellation	3
Dismissed	4
Other Dispositions	29
<b>Total Docketed Cases</b>	<b>280</b>

UNAUDITED

TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)

ADDENDUM D

CONTESTED ADMINISTRATIVE CASES -- CASES NOT SETTLED IN FIELD OFFICES  
AND REFERRED TO LEGAL SECTION

For the Fiscal Year Ended August 31, 2010

Month	Number of Cases Docketed	Number of Violations Charged	Number of Hearings	Civil Penalties Collected	Days Suspended
September 2009	44	56	8	\$63,700	338
October 2009	60	78	17	\$26,300	315
November 2009	65	77	7	\$83,200	98
December 2009	37	52	12	\$34,200	221
January 2010	62	75	20	\$38,400	99
February 2010	64	81	10	\$49,500	192
March 2010	73	102	14	\$53,950	264
April 2010	51	69	14	\$60,300	14
May 2010	52	71	5	\$39,300	209
June 2010	79	138	16	\$69,200	83
July 2010	35	44	9	\$46,800	117
August 2010	31	44	12	\$63,000	92
Total	653	887	144	\$627,850	2,042

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**ADDENDUM E**

**WET-DRY STATUS OF TEXAS COUNTIES**

**For the Fiscal Year Ended August 31, 2010**

+Indicates sale of mixed beverages is legal in all or part of county (143)

\*Indicates counties totally wet for distilled spirits for off premises consumption (67); partially wet for the sale of distilled spirits for off premises consumption (135)

**COUNTIES IN WHICH DISTILLED SPIRITS ARE LEGAL: 207**

Anderson+	Crockett*	Hidalgo+*	Medina+
Angelina+ <sup>1</sup>	Crane*	Hill+	Menard*
Aransas+*	Culberson*	Hockley+	Midland+*
Archer	Dallam*	Hood+	Milam+
Atascosa+	Dallas+	Hopkins	Mills
Austin+*	Dawson+	Houston+ <sup>1</sup>	Mitchell+*
Bandera+	Deaf Smith*	Howard+	Montague+
Bastrop+*	Denton+	Hudspeth+*	Montgomery+
Bee+	DeWitt+	Hunt+	Moore+*
Bell+	Dickens	Hutchinson	Nacogdoches
Bexar+*	Dimmitt+*	Jack	Navarro+
Blanco+	Donley+	Jackson+	Newton
Bosque+	Duval+*	Jasper+	Nolan+*
Bowie+ <sup>1</sup>	Eastland	Jeff Davis+	Nueces+*
Brazoria+	Ector+*	Jefferson+	Oldham+ <sup>1</sup>
Brazos+*	Edwards	Jim Hogg+*	Orange+
Brewster+*	El Paso+*	Jim Wells+	Palo Pinto
Briscoe	Ellis+	Johnson+	Parker+
Brooks+*	Falls	Jones+	Pecos+
Brown+	Fannin	Karnes+*	Polk+
Burleson	Fayette+*	Kaufman+	Potter+
Burnet+	Foard+*	Kendall+*	Presidio+*
Caldwell+	Fort Bend+*	Kenedy+*	Rains+
Calhoun+	Freestone	Kerr+	Randall+
Callahan	Frio+	Kimble*	Reagan*
Cameron+*	Galveston+	King	Red River
Camp+	Garza	Kinney+*	Reeves+*
Carson	Gillespie+	Kleberg+*	Refugio*
Cass	Goliad+*	Knox	Robertson+
Castro	Gonzales	Lamar+	Rockwall+
Chambers+	Gray	Lamb	Runnels
Cherokee+	Grayson+	Lampasas+	Sabine
Childress+*	Gregg+	La Salle+*	San Augustine
Coleman	Grimes+	Lavaca+	San Jacinto
Collin+	Guadalupe+*	Lee+*	San Patricio+
Colorado+*	Hale+	Leon+	San Saba
Comal+*	Hall	Liberty+	Schleicher*
Comanche	Hamilton	Live Oak	Scurry+*
Cooke+	Hardeman+*	Llano+	Shackelford
Coryell	Hardin+	Lubbock+*	Shelby
Cottle+*	Harris+	Madison+ <sup>1</sup>	Smith+
	Harrison	Marion+	Starr+*
	Hartley	Matagorda+	Stonewall
	Haskell+	Maverick+	Sutton+
	Hays+	McCulloch+	Swisher
	Henderson+	McLennan+	Tarrant+

<sup>1</sup> County wet, at least in part, for the sale of mixed beverages in restaurants but not wet for off-premises sales of distilled spirits.

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Taylor+	Upshur	Waller*	Wichita+
Terrell*	Upton*	Ward*	Wilbarger+*
Titus	Uvalde	Washington+*	Willacy+
Tom Green+	Val Verde+*	Webb+*	Williamson+
Travis+	Victoria+*	Wharton+*	Wilson+
Trinity*	Walker+	Wheeler+	

**COUNTIES IN WHICH DISTILLED SPIRITS ARE LEGAL (Cont'd)**

Winkler*	Young	Zavala+*
Wise+	Zapata+*	

**IN WHICH ONLY 4% BEER IS LEGAL: 5**

Some counties are only partially wet.

Baylor	Iron	Stephens
Concho	Mason	

**COUNTIES IN WHICH 14% OR LESS ALCOHOLIC BEVERAGES ARE LEGAL: 13**

Some counties are only partially wet.

Clay	Limestone	Somervell
Cochran	Libscomb	Terry
Coke	Loving	Van Zandt
Erath	McMullen	
Glasscock	Real	

**COUNTIES ENTIRELY DRY: 29**

Andrews	Motley
Armstrong	Ochiltree
Bailey	Panola
Borden	Parmer
Collingsworth	Roberts
Crosby	Rusk
Delta	Sherman
Fisher	Sterling
Floyd	Throckmorton
Franklin	Tyler
Gaines	Wood
Hansford	Yoakum
Hemphill	
Kent	
Lynn	
Martin	
Morris	

## **TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

### **ADDENDUM F**

#### **LOCAL OPTION ELECTIONS**

**For the Fiscal Year Ended August 31, 2010**

During the fiscal year ending August 31, 2010, a total of 75 local option elections were held for 52 individual jurisdictions. In these elections, 44 local option issues passed and 31 local option issues failed.

The issues for which elections were held included the following: (1) the legal sale of beer and wine for off-premises consumption only, (2) the legal sale of beer and wine, (3) the legal sale of all alcoholic beverages for off-premises consumption only, (4) the legal sale of all alcoholic beverages including mixed beverages, (5) the legal sale of mixed beverages in restaurants by food and beverage certificate holders only, and (6) the legal sale of mixed beverages.

As a result the elections, 14 jurisdictions remained "dry," 17 became "wet," 20 that were already "wet" or "wet in part" authorized additional alcoholic beverage sales, and one jurisdiction that was already "wet" for the sale of some alcohol beverages chose not to authorize sales of additional types of alcoholic beverages.

Summaries for the individual elections held are found below.

#### **Elections Held November 3, 2009**

An election was held for the City of Temple, Bell County, on November 3, 2009, on the issue of "the legal sale of all alcoholic beverages, including mixed beverages." The issue passed by a vote of 2,873 FOR and 1,330 AGAINST. The City of Temple, Bell County, was "wet" only for the sale of beer and wine for off-premises consumption and for the sale of mixed beverages in restaurants by food and beverage certificate holders before the election and now after the election is "wet" for the sale of all alcoholic beverages, including mixed beverages.

An election was held for the City of Clifton, Bosque County, on November 3, 2009, on the issue of "the legal sale of all alcoholic beverages, including mixed beverages." The issue passed by a vote of 336 FOR and 186 AGAINST. The City of Clifton, Bosque County, was "dry" before the election and after the election is now "wet" for the sale of all alcoholic beverages, including mixed beverages."

An election was held for Justice of the Peace Precinct 1, Brewster County, on the issue of "the legal sale of mixed beverages." The issue passed by a vote of 456 FOR and 164 AGAINST. Justice of Peace Precinct 1, Brewster County was "wet" for the sale of all alcoholic beverages except mixed beverages before the election and after the election is "wet" for the sale of all alcoholic beverages including mixed beverages.

An election was held for the City of Luling, Caldwell and Guadalupe Counties, on November 3, 2009, on the issue of "the legal sale of all alcoholic beverages, including mixed beverages." The issue passed by a vote of 342 FOR and 118 AGAINST. The City of Luling, Caldwell and Guadalupe Counties, was "wet" only in part for the sale of all alcoholic beverages, including mixed beverages, and now after the election is "wet" throughout for such sales.

An election was held for the City of Pittsburg, Camp County, on November 3, 2009, on the issue of "the legal sale of beer and wine for off-premises consumption only." The issue failed by a vote of 180 FOR and 219 AGAINST. The City of Pittsburg, Camp County, was "dry" before the election and remains "dry" after the election.

An election was held for the City of Pittsburg, Camp County, on November 3, 2009, on the issue of "the legal sale of mixed beverages in restaurants by food and beverage certificate holders only." The issue failed by a vote of 180 FOR and 219 AGAINST. The City of Pittsburg, Camp County, was "dry" before the election and remains "dry" after the election.

**ADDENDUM F (Continued)**

An election was held for the City of Baird, Callahan County, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue passed by a vote of 177 FOR and 126 AGAINST. The City of Baird, Callahan County was “dry” before the election and after the election is now “wet” for the sale of all alcoholic beverages for off-premises consumption.

An election was held for the City of Farmersville, Collin County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 140 FOR and 89 AGAINST. The City of Farmersville, Collin County, was “dry” before the election and after the election is now “wet” for the sale of beer and wine for off-premises consumption.

An election was held for the City of Desoto, Dallas County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 3,066 FOR and 1,842 AGAINST. The City of Desoto, Dallas County, was “wet” only for the sale of mixed beverages in restaurants by holders of food and beverage certificates before the election and now after the election is also “wet” for the sale of beer and wine for off-premises consumption.

An election was held for the City of Sunnyvale, Dallas County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off premise consumption only.” The issue failed by a vote of 350 FOR and 664 AGAINST. The City of Sunnyvale, Dallas County, was “dry” before the election and after the election remains “dry.”

An election was held for the City of Italy, Ellis County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 178 FOR and 116 AGAINST. The City of Italy, Ellis County, was “dry” before the election and after the election is now “wet” for the sale of beer and wine for off-premises consumption.

On election was held for the City of Friendswood, Galveston and Harris Counties, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 2,505 FOR and 1,163 AGAINST. The City of Friendswood, Galveston and Harris Counties, was “wet” in part for the sale of beer and wine for off-premises consumption before the election and after the election is now “wet” throughout for such sales.

On election was held for the City of Friendswood, Galveston and Harris Counties, on November 3, 2009, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue passed by a vote of 2,648 FOR and 1,021 AGAINST. The City of Friendswood, Galveston and Harris Counties, was “wet” in part for the sale of mixed beverages before the election and after the election is now “wet” throughout for the sale of mixed beverages in restaurants by food and beverage certificate holders.

An election was held for the City of Howe, Grayson County, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages, including mixed beverages.” The issue passed by a vote of 165 FOR and 85 AGAINST. The City of Howe, Grayson County, was “dry” before the election and after the election is now “wet” for the sale of all alcoholic beverages including mixed beverages.

An election was held for the City of Haskell, Haskell County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 458 FOR and 288 AGAINST. The City of Haskell, Haskell County was “dry” before the election and after the election is now “wet” for the sale of beer and wine for off-premises consumption.

**ADDENDUM F (Continued)**

An election was held for the City of Stamford, Haskell and Jones Counties, on November 3, 2009, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue passed by a vote of 287 FOR and 203 AGAINST. The City of Stamford, Jones and Haskell Counties, was “dry” for the sale of mixed beverages before the election and after the election is now “wet” for the sale of mixed beverages in restaurants by food and beverage certificate holders.

An election was held for the City of Stamford, Haskell and Jones Counties, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages including mixed beverages.” The issue passed by a vote of 285 FOR and 207 AGAINST. The City of Stamford, Haskell and Jones Counties, was “dry” for the sale of mixed beverages before the election and only partially wet for the sale of all alcoholic beverages for off-premises consumption. After the election, the City of Stamford, Haskell and Jones Counties, is now “wet” throughout for the sale of all alcoholic beverages including mixed beverages.

An election was held for the City of Payne Springs, Henderson County, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue passed by a vote of 66 FOR and 48 AGAINST. The City of Payne Springs, Henderson County, was “dry” before the election and after the election is now wet for the sale of all alcoholic beverages for off-premises consumption.

An election was held for the City of Cresson, Hood and Johnson Counties, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue passed by a vote of 41 FOR and 10 AGAINST. The City of Cresson, Hood and Johnson Counties, was “wet” in part before the election for the sale of all alcoholic beverages for off-premises consumption and after the is now “wet” throughout for such sales.

An election was held for the City of Cresson, Hood and Johnson Counties, on November 3, 2009, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue passed by a vote of 44 FOR and 7 AGAINST. The City of Cresson, Hood and Johnson Counties, was “wet” in part before the election for the sale of mixed beverages in restaurants by food and beverage certificate holders and now after the is now “wet” throughout for such sales.

An election was held for the City of Quinlan, Hunt County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 74 FOR and 121 AGAINST. The City of Quinlan, Hunt County, was “dry” before the election and after the election remains “dry.”

An election was held for the City of Quinlan, Hunt County, on November 3, 2009, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only. The issue failed by a vote of 95 FOR and 102 AGAINST. The City of Quinlan, Hunt County, was “dry” before the election and after the election remains “dry.”

An election was held for the City of Wolfe City, Hunt County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 107 FOR and 112 AGAINST. The City of Wolfe City, Hunt County, was “dry” before the election and after the election remains “dry.”

An election was held for the City of Wolfe City, Hunt County, on November 3, 2009, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue failed by a vote of 105 FOR and 115 AGAINST. The City of Wolfe City, Hunt County, was “dry” before the election and after the election remains “dry.”

**ADDENDUM F (Continued)**

An election was held for the City of Rio Vista, Johnson County, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue passed by a vote of 133 FOR and 86 AGAINST. The City of Rio Vista, Johnson County, was “wet” only for the sale of beer and wine before the election and now after the election is also “wet” for the sale of all alcoholic beverages for off-premises consumption.

An election was held for Justice of the Peace Precinct 1, Kleberg County, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages, including mixed beverages.” The issue passed by a vote of 287 FOR and 81 AGAINST. Justice of the Peace Precinct 1, Kleberg County, was “wet” only for the sale of beer before the election and is now “wet” for the sale of all alcoholic beverages, including mixed beverages.

An election was held for the City of Hewitt, McLennan County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 1,141 FOR and 448 AGAINST. The City of Hewitt, McLennan County, was “wet” only in part for the sale of beer for on and off premises consumption before the election and now after the election is “wet” in part for the sale of beer for on-premises consumption and “wet” throughout for the sale of beer and wine for off-premises consumption.

An election was held for the City of Hewitt, McLennan County, on November 3, 2009, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only. The issue passed by a vote of 1,167 FOR and 421 AGAINST. The City of Hewitt, McLennan County, was “wet” only in part for the sale of beer before the election and after the election is now “wet” throughout for the sale of mixed beverages in restaurants by holders of food and beverage certificates.

An election was held for Justice of the Peace Precinct 4 as it existed in 1937, Montgomery County, on November 3, 2009, on the issue “the legal sale of all alcoholic beverages, including mixed beverages.” The issue passed by a vote of 515 FOR and 254 AGAINST. Justice of the Peace Precinct 4 as it existed in 1937, Montgomery County, was “dry” before the election and after the election is now “wet” for the sale of all alcoholic beverages, including mixed beverages.

A countywide election was held for Nolan County on the issue of “the legal sale of all alcoholic beverages, including mixed beverages.” The issue passed by a vote of 1,227 FOR and 467 AGAINST. Nolan County was “wet” in part for the sale of all alcoholic beverages for off-premises consumption before the election and after the election is now “wet” throughout for the sale of all alcoholic beverages including mixed beverages.

An election was held for the City of Fate, Rockwall County, on November 3, 2009, on the issue of “The legal sale of all alcoholic beverages, including mixed beverages.” The issue failed by a vote of 151 FOR and 202 AGAINST. The City of Fate, Rockwall County, was “wet” only for the sale of beer and wine for off-premises consumption and for the sale of mixed beverages in restaurants by holders of food and beverage certificates. After the election, it remains “wet” for such sales but for no additional types of alcoholic beverage sales.

An election was held for the City of Pineland, Sabine County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 100 FOR and 48 AGAINST. The City of Pineland, Sabine County, was “dry” before the election and after the election is now “wet” for the sale of beer and wine for off-premises consumption.

**ADDENDUM F (Continued)**

An election was held for the City of Winona, Smith County, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue passed by a vote of 124 FOR and 106 AGAINST. The City of Winona, Smith County, was “wet” only for the sale of mixed beverages in restaurants by holders of food and beverage certificates before the election and after the election is now also “wet” for the sale of all alcoholic beverages for off-premises consumption.

An election was held for the City of Dalworthington Gardens, Tarrant County, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue passed by a vote of 391 FOR and 155 AGAINST. The City of Dalworthington Gardens, Tarrant County, was “wet” only for the sale of beer, the sale of beer and wine for off-premises consumption, and the sale of mixed beverages in restaurants with food and beverage certificates before the election, and now after the election is also “wet” for the sale of all alcoholic beverages for off-premises consumption.

An election was held for the City of Mount Pleasant, Titus County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 490 FOR and 1,148 AGAINST. The City of Mount Pleasant, Titus County, was “dry” before the election and after the election remains “dry.”

An election was held for the City of Mount Pleasant, Titus County, on November 3, 2009, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue failed by a vote of 575 FOR and 1,047 AGAINST. The City of Mount Pleasant, Titus County, was “dry” before the election and after the election remains “dry.”

An election was held for Justice of the Peace Precinct 1, Van Zandt County, on November 3, 2009, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 1,001 FOR and 1,442 AGAINST. Justice of the Peace Precinct 1, Van Zandt County, was “dry” before the election and after the election remains “dry.”

An election was held for Justice of the Peace Precinct 1, Van Zandt County, on November 3, 2009, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue failed by a vote of 943 FOR and 1,476 AGAINST. Justice of the Peace Precinct 1, Van Zandt County, was “dry” before the election and after the election remains “dry.”

An election was held for Justice of the Peace Precinct 1, Van Zandt County, on November 3, 2009, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue failed by a vote of 1,097 FOR and 1,335 AGAINST. Justice of the Peace Precinct 1, Van Zandt County, was “dry” before the election and after the election remains “dry.”

**Elections Held May 8, 2010**

An election was held for Justice of the Peace Precinct 3, Burleson County, on May 8, 2010, on the issue of “the legal sale of beer and wine.” The issue passed by a vote of 71 FOR and 69 AGAINST. Justice of the Peace Precinct 3, Burleson County, was “wet” in part for the sale of beer and wine before the election before in election and after the election is “wet” throughout for such sales.

An election was held for the City of Jacksonville, Cherokee County, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 816 FOR and 716 AGAINST. The City of Jacksonville, Cherokee County, was “dry” for all alcoholic beverage sales before the election and after the election is now “wet” for the sale of beer and wine for off-premises consumption.

**ADDENDUM F (Continued)**

An election was held for the City of Jacksonville, Cherokee County, on May 8, 2010, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue passed by a vote of 875 FOR and 652 AGAINST. The City of Jacksonville, Cherokee County, was “dry” for all alcoholic beverage sales before the election and after the election is now “wet” for the sale of mixed beverages in restaurants by food and beverage certificate holders.

An election was held for the City of Troup, Cherokee and Smith Counties, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 170 FOR and 177 AGAINST. The City of Troup, Cherokee and Smith Counties was “dry” for all alcoholic beverage sales before the election and after the election remains “dry” for the sale of beer and wine for off-premises consumption.

An election was held for the City of Troup, Cherokee and Smith Counties, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 167 FOR and 178 AGAINST. The City of Troup, Cherokee and Smith Counties was “dry” for all alcoholic beverage sales before the election and after the election remains “dry” for the sale of all alcoholic beverages for off-premises consumption.

An election was held for the City of Troup, Cherokee and Smith Counties, on May 8, 2010, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue passed by a vote of 184 FOR and 160 AGAINST. The City of Troup, Cherokee and Smith Counties was “dry” for all alcoholic beverage sales before the election and after the election is now “wet” for the sale of mixed beverages in restaurants by food and beverage certificate holders.

An election was held for the City of Seagoville, Dallas and Kaufman Counties, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 555 FOR and 705 AGAINST. The City of Seagoville, Dallas and Kaufman Counties, was “dry” for all alcoholic beverages sales before the election and after the election remains “dry.”

An election was held for the City of Seagoville, Dallas and Kaufman Counties, on May 8, 2010, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue passed by a vote of 640 FOR and 610 AGAINST. The City of Seagoville, Dallas and Kaufman Counties, was “dry” for all alcoholic beverages sales before the election and after the election is now “wet” for the sale of mixed beverages in restaurants by food and beverage certificate holders.

An election was held for the City of Red Oak, Ellis County, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 515 FOR and 299 AGAINST. The City of Red Oak, Ellis County, was “dry” for all alcoholic beverage sales before the election and after the election is now “wet” for the sale of beer and wine for off-premises consumption.

An election was held for the City of Brownsboro, Henderson County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue failed by a vote of 72 FOR and 92 AGAINST. The City of Brownsboro, Henderson County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for Justice of the Peace Precinct 4, Hood County, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 1,137 FOR and 273 AGAINST. Justice of the Peace Precinct 4, Hood County, was “wet” in part for the sale of beer and wine for off-premises consumption before the election and after the election is “wet” throughout for such sales.

**ADDENDUM F (Continued)**

An election was held for Justice of the Peace Precinct 4, Hood County, on May 8, 2010, on the issue of “the legal sale of mixed beverage in restaurants by food and beverage certificate holders only.” The issue passed by a vote of 1,153 FOR and 253 AGAINST. Justice of the Peace Precinct 4, Hood County, was “wet” in part for the sale of mixed beverages in restaurants by food and beverage certificate holders before the election and after the election is “wet” throughout for such sales.

An election was held for the City of Kirbyville, Jasper County, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 72 FOR and 181 AGAINST. The City of Kirbyville, Jasper County was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for the City of Kirbyville, Jasper County, on May 8, 2010, on the issue “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue failed by a vote of 75 FOR and 185 AGAINST. The City of Kirbyville, Jasper County was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for Justice of the Peace Precinct 1, Kaufman County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue passed by a vote of 235 FOR and 207 AGAINST. Justice of the Peace Precinct 1, Kaufman County was “wet” in part for the sale of all alcoholic beverages for off-premises consumption before the election and after the election is “wet” throughout for such sales.

An election was held for the City of Robinson, McLennan County, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue passed by a vote of 463 FOR and 255 AGAINST. The City of Robinson, McLennan County, was “wet” only for the sale of beer before the election and after the election is “wet” for the sale of beer for both on and off premises consumption and for the sale of wine for off-premises consumption only.

An election was held for the City of Dawson, Navarro County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages including mixed beverages. The issue passed by a vote of 95 FOR and 64 AGAINST. The City of Dawson, Navarro County, was “dry” for all alcoholic beverage sales before the election and after the election is now “wet” for the sale of all alcoholic beverages including mixed beverages.

An election was held for the City of Eureka, Navarro County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue failed by a vote of 45 FOR and 63 AGAINST. The City of Eureka, Navarro County, was “dry” for all alcoholic beverage sales before the election and remains “dry.”

An election was held for Oldham County on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue failed by a vote of 226 FOR and 240 AGAINST. Oldham County was “wet” only in part for the sale of beer for off-premises consumption before the election, and after the remains “wet” in part for such sales.

**ADDENDUM F (Continued)**

An election was held for Oldham County on May 8, 2010, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue passed by a vote of 262 FOR and 190 AGAINST. Oldham County was “dry” for mixed beverages before the election and after the election is now “wet” for the sale of mixed beverages in restaurants by food and beverage certificate holders. (The county was also previously “wet” in part for the sale of beer for off-premises consumption, and remains “wet” in part for such sales after the election).

An election was held for the City of Point, Rains County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue passed by a vote of 71 FOR and 42 AGAINST. The City of Point, Rains County, was “dry” for all alcoholic beverage sales before the election and after the election is now “wet” for the sale of all alcoholic beverages for off-premises consumption.

An election was held for Justice of the Peace Precinct 3, Shelby County, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 147 FOR 273 AGAINST. Justice of the Peace Precinct 3, Shelby County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for Justice of the Peace Precinct 3, Shelby County, on May 8, 2010, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue failed by a vote of 143 FOR 272 AGAINST. Justice of the Peace Precinct 3, Shelby County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for the City of Colleyville, Tarrant County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue passed by a vote of 2,718 FOR and 930 AGAINST. The City of Colleyville, Tarrant County, was “wet” only for the sale beer and wine for off-premises consumption and for the sale of mixed beverages before the election, and after the election is now “wet” for the sale of all alcoholic beverages for off-premises consumption and for the sale of mixed beverages.

An election was held for the City of Abilene, Taylor County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages including mixed beverages. The issue passed by a vote of 1743 FOR and 1370 AGAINST. The City of Abilene, Taylor County, was for the most part “wet” for the sale of all alcoholic beverages including mixed beverages before the election and after the election is now “wet” throughout for such sales.

An election was held for Justice of the Peace Precinct 2, Tyler County, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 418 FOR and 420 AGAINST. Justice of the Peace Precinct 2, Tyler County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for Justice of the Peace Precinct 2, Tyler County, on May 8, 2010, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue failed by a vote of 413 FOR and 426 AGAINST. Justice of the Peace Precinct 2, Tyler County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

**ADDENDUM F (Continued)**

An election was held for Justice of the Peace Precinct 3, Uvalde County, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 177 FOR and 190 AGAINST. Justice of the Peace Precinct 3, Uvalde County, was “dry” before the election and after the election remains “dry” for all alcoholic beverage sales.

An election was held for the City of Fruitvale, Van Zandt County, on May 8, 2010, on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 29 FOR and 53 AGAINST. The City of Fruitvale, Van Zandt County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for the City of Fruitvale, Van Zandt County, on May 8, 2010, on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue failed by a vote of 28 FOR and 54 AGAINST. The City of Fruitvale, Van Zandt County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for the City of Fruitvale, Van Zandt County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue failed by a vote of 28 FOR and 54 AGAINST. The City of Fruitvale, Van Zandt County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for the City of Grand Saline, Van Zandt County, on May 8, 2010 on the issue of “the legal sale of beer and wine for off-premises consumption only.” The issue failed by a vote of 212 FOR and 263 AGAINST. The City of Grand Saline, Van Zandt County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for the City of Grand Saline, Van Zandt County, on May 8, 2010 on the issue of “the legal sale of mixed beverages in restaurants by food and beverage certificate holders only.” The issue failed by a vote of 235 FOR and 241 AGAINST. The City of Grand Saline, Van Zandt County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for the City of Grand Saline, Van Zandt County, on May 8, 2010 on the issue of “the legal sale of all alcoholic beverages for off-premises consumption only.” The issue failed by a vote of 204 FOR and 268 AGAINST. The City of Grand Saline, Van Zandt County, was “dry” for all alcoholic beverage sales before the election and after the election remains “dry.”

An election was held for the City of Shamrock, Wheeler County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages including mixed beverages.” The issue passed by a vote of 317 FOR and 210 AGAINST. The City of Shamrock, Wheeler County, was “dry” before the election and after the election is now “wet” for the sale of all alcoholic beverages including mixed beverages.

An election was held for the City of Newark, Wise County, on May 8, 2010, on the issue of “the legal sale of all alcoholic beverages including mixed beverages.” The issue passed by a vote of 135 FOR and 35 AGAINST. The City of Newark, Wise County, was “dry” for all alcoholic beverage sales before the election and is now “wet” for the sale of all alcoholic beverages including mixed beverages.

UNAUDITED

TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)

ADDENDUM G.1

DETAIL STATEMENT OF COLLECTIONS

For the Fiscal Years Ended August 31, 2009 and 2010

	2009	2010	Increase (Decrease)
<b>LICENSE &amp; PERMIT FEES</b>	\$	\$	\$
Alcoholic Beverage Permits	64,970,921	62,884,932	(2,085,989)
<b>TAXES</b>			
Collected on Audits	538,337	324,179	(214,158)
Direct Liquor Tax	123,844	312,657	188,813
Excise Tax-Distilled Spirits	65,416,030	66,103,995	687,965
Excise Tax-Wine	10,313,336	10,936,907	623,571
Excise Tax-Malt Liquor	7,935,584	8,890,357	954,773
Excise Tax-Beer	109,066,711	103,865,980	(5,200,731)
Airline Beverage Tax	191,061	200,353	9,292
Cigarette Tax	890,264	1,019,232	128,968
<b>TOTAL TAXES</b>	194,475,167	191,653,660	-2,821,507
<b>CONFISCATED LIQUOR SALES</b>	25,780	22,782	(2,998)
<b>MISCELLANEOUS</b>			
Fines	3,802,050	2,801,636	(1,000,414)
Admin Fees-Ports	1,104,430	983,348	(121,082)
Admin Fees-Licensing	16,575	37,550	20,975
Server Training Fees	573,075	583,422	10,347
Label Approval	320,450	330,825	10,375
Bond Forfeitures	571,000	495,650	(75,350)
Other Miscellaneous Revenue	191,343	176,523	(14,820)
<b>TOTAL MISCELLANEOUS</b>	6,578,923	5,408,954	(1,169,969)
Unassigned Revenue*	792,945	248,507	(544,438)
<b>TOTAL REVENUE</b>	266,843,736	260,218,835	-6,624,901

**TEXAS ALCOHOLIC BEVERAGE COMMISSION (458)**

**ADDENDUM G.2**

**PER CAPITA CONSUMPTION**

**For the Fiscal Year Ended August 31, 2010**

	<b>Gross Tax Reported</b>	<b>Total Tax Collections</b>	<b>Total Gallons</b>	<b>Per Capita Consumption</b>
	\$	\$		
Distilled Spirits	66,850,175	65,131,148	27,854,240	1.1200
Wine	11,187,047	10,926,705	48,384,479	1.9400
Malt Liquor	9,124,003	8,863,716	46,080,823	1.8500
Beer	105,896,393	103,668,336	547,132,458	21.9700

**NOTE:**

Statistics based on tax collections by the Tax Section and population estimates from the Comptroller of Public Accounts "Economic and Population Forecast Summary" on fiscal year 2010 of 24,908,333 Texas inhabitants.

**ADDENDUM G.3**

**HISTORICAL SUMMARY OF REVENUE COLLECTIONS**

**For the Fiscal Year Ended August 31, 2010**

<u>Fiscal Year</u>	<u>Revenue</u>
November 16, 1935	
to August 31, 2001	\$ 8,293,219,093
2002	197,481,482
2003	203,317,767
2004	208,255,848
2005	209,689,470
2006	227,430,640
2007	234,401,313
2008	244,322,334
2009	266,843,736
2010	260,218,836
<b>TOTAL REVENUE</b>	<b>\$ 10,345,180,519</b>

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about the Texas Alcoholic Beverage

[www.tabc.state.tx.us](http://www.tabc.state.tx.us) for more information  
Commission.